



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application: Lanny R. Smith

Application No.: 10/700,714

Filed: November 3, 2003

Title: "Apparatus and Methods for Forming Deck  
Edging for Swimming Pools"

Confirmation No.: 6022

Examiner: FETSUGA, Robert M.

Group Art Unit: 3751

Mail Stop RCE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified application.

*NOTE: 37 CFR 1.114 is effective on May 20, 2000. If the above- application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.*

**Submission under 37 CFR 1.114**

( ) Previously submitted:  
 ( ) Consider the amendment (s)/reply under 37 CFR 1.116 previously filed on: \_\_\_\_\_.  
 (Any unentered amendment (s) referred to above will be entered).

( ) Consider the arguments in the Appeal Brief or Reply Brief previously filed on: \_\_\_\_\_.

( ) Other: \_\_\_\_\_.

(X) Enclosed:  
 (X) Amendment/Reply  
 ( ) Affidavit(s)/Declarations  
 ( ) Information Disclosure Statement (IDS)  
 (X) Other: Replacement Sheets for figures 3-5 \_\_\_\_\_.

**Miscellaneous**

( ) Suspension of action is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months.  
 The fee for this Suspension is (37 CFR 1.17(i)) \$130.00.

( ) Other: \_\_\_\_\_.

RCE filing fee **\$395.00**.

A Petition for Extension of Time:

one month  
 two months  
 three months  
 four months

Please charge **\$395.00** to Deposit Account **18-0013/40059-0010**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **18-0013/40059-0010** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account **18-0013/40059-0010** under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21.

A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: **December 16, 2005**

Signature: 

Jeffrey K. Riddle

Respectfully submitted,

By: 

**Kulani Fisher** (Reg. No.: 50,987)  
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Date: December 16, 2005